



1-157A022

## Emons Industries, Inc.

June 3, 1991

Mr. Sidney Strickland, Jr.  
Secretary  
INTERSTATE COMMERCE COMMISSION  
12th Street and Constitution Avenue, NW  
Room 2303  
Washington, D.C. 20423

RECORDATION NO. 15582-A FILED 1991

JUN 6 1991 - 11:46 AM

RECEIVED RECORDS: COMMUNICATIONS

Dear Mr. Strickland:

Enclosed are two originals of the document described below to be recorded pursuant to Section 11303 of Title 49 of the U. S. Code.

This document is a Termination Agreement and Release, a secondary document, dated May 13, 1991. The primary document to which this is connected is recorded under Recordation No. 15582.

The names and addresses of the parties to the documents are as follows:

Maryland & Pennsylvania Railroad  
Company  
96 South George Street, Suite 520  
York, PA 17401

Bamerilease Capital  
Corporation  
Two Embarcadero Center  
San Francisco, CA 94111

The railroad equipment covered by the document is set forth in Exhibit A.

A fee of \$15.00 is enclosed to cover the required recordation fee (check number 5387). Please return the original document with the recordation information thereon to our office.

A short summary of the document to appear in the index is as follows:

Termination Agreement and Release to Lease of Railroad Equipment with recordation number 15582, dated May 13, 1991, covering 16 boxcars.

Sincerely,

*Florence M. Yatchisin*  
Florence M. Yatchisin  
Manager, Fleet Accounting

(717) 771-1735

/kim

Enclosure

16 JUN 1991

6/6/91

**Interstate Commerce Commission**  
Washington, D.C. 20423

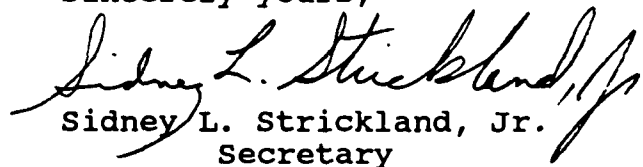
OFFICE OF THE SECRETARY

Florence M. Yatchisin  
Emmons Industries, Inc.  
96 South George Street  
York, PA. 17401

Dear  
Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 6/6/91 at 1:40pm, and assigned recordation number(s). 15582-A

Sincerely yours,

  
Sidney L. Strickland, Jr.  
Secretary

15582-A  
6 1991-11-40

TERMINATION AGREEMENT AND RELEASE

WHEREAS, BAMERILEASE CAPITAL CORPORATION ("BCC") and THE MARYLAND AND PENNSYLVANIA RAILROAD COMPANY ("MPA") are parties to a Lease of Railroad Equipment ("Lease") dated as of December 4, 1987, covering sixteen (16) boxcars bearing road numbers listed on Exhibit A attached hereto and made a part hereof (the "Cars") which Lease was filed with the Interstate Commerce Commission (the "ICC") on April 19, 1988, under Recordation No. 15582; and

WHEREAS, BCC and MPA desire to terminate the Lease and release the lien created pursuant thereto;

NOW, THEREFORE, in consideration of the mutual covenants contained herein and for other valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree:

1. Termination. The Lease is terminated and the Cars are released from the liens, assignment and security interest created thereunder.

2. Filing. The parties consent to the filing of this Termination and Release and any other necessary documents with the Interstate Commerce Commission (and, if necessary, with any other regulatory or governmental entity) to effect a release of this lien of record existing against the Cars.

3. Counterparts. This Agreement may be executed in any number of counterparts and by different parties hereto in separate counterparts, each of which when so executed shall be deemed to be an original and all of which when taken together shall constitute one and the same agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this 13th day of May, 1991.

WITNESS:

BAMERILEASE CAPITAL  
CORPORATION

BY: Charmaine T. Magur

BY: W. Bengtson  
TITLE: AVP

WITNESS:

MARYLAND AND PENNSYLVANIA  
RAILROAD COMPANY

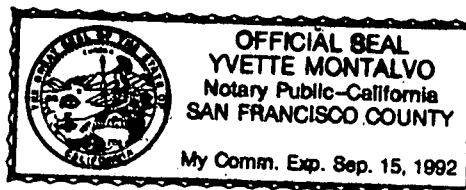
BY: Horace M. Yatchew

BY: James A. [Signature]  
TITLE: Controller & Secretary

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF SAN FRANCISCO )

On this 13TH day of MAY, 1991, before me personally appeared, WILLIAM BALGENQUAST, to me personally known, who being by me duly sworn, says that (s)he is the ASSISTANT VICE PRESIDENT of BAMERILEASE CAPITAL CORPORATION, that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and (s)he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Sworn to and Subscribed  
before me this 13TH day  
of MAY, 1991.



Yvette Montalvo  
Notary Public  
MY COMMISSION EXPIRES 9-15-92

STATE OF Pennsylvania )  
 ) ss.  
COUNTY OF York )

On this 13th day of May, 1991, before me personally appeared, Joseph W. Wilks, to me personally known, who being by me duly sworn, says that (s)he is the Controller and Secretary of THE MARYLAND AND PENNSYLVANIA RAILROAD COMPANY, that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and (s)he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Sworn to and Subscribed  
before me this 13th day  
of May, 1991.

Pamela L. Hake  
Notary Public  
MY COMMISSION EXPIRES

EXHIBIT A

TRANSACTION = CSX1

| <u>REPORTING MARK</u> | <u>NUMBER</u> |
|-----------------------|---------------|
| MPA                   | 38116         |
| MPA                   | 38119         |
| MPA                   | 38120         |
| MPA                   | 38128         |
| MPA                   | 38129         |
| MPA                   | 38133         |
| MPA                   | 140986        |
| MPA                   | 140987        |
| MPA                   | 140988        |
| MPA                   | 140989        |
| MPA                   | 140990        |
| MPA                   | 140991        |
| MPA                   | 140992        |
| MPA                   | 140993        |
| MPA                   | 140994        |
| MPA                   | 140995        |

TOTAL = 16